

211A 2828 PCT

#6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
MINORU TAKEBE et al.  
Serial No. 09/284,935  
Filed: April 21, 1999  
For: BENEFICIAL MICROORGANISM PROPAGATION-  
PROMOTING MATERIAL AND A PROCESS FOR  
PREPARING THE SAME

Group Art Unit: 1761

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AUG 18 1999

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LETTER

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

In connection with the above-identified application, upon review of the Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495, a copy of which is enclosed, it was found that it contained errors. Instead of "35 U.S.C. 102(e) Date: 01 June 99," and "Date of Receipt of 35 U.S.C. 371 Requirements: 01 June 99," the correct dates should be --35 U.S.C. 102(e) DATE: 03 May 1999-- and --DATE OF RECEIPT OF 35 U.S.C. 371 REQUIREMENTS: 03 May 1999--. Also enclosed for your reference are copies of a letter, a check for \$130.00, and a returned postcard dated May 3, 1999, and a letter and returned postcard stamped by the Patent Office dated May 27, 1999.

It is therefore respectfully requested that the Patent Office correct its records and issue a Corrected Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 which reflects the above information.

Respectfully submitted,

KODA &amp; ANDROLIA

By: 

William L. Androlia

Reg. No. 27,177

10100 Santa Monica Boulevard  
Suite 2340  
Los Angeles, CA 90067  
(310) 277-1391

Certificate of Mailing  
I hereby certify that this correspondence is being  
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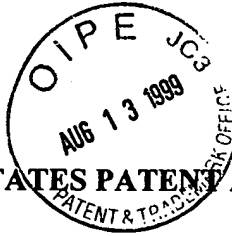
WILLIAM L. ANDROLIA (date of deposit)

William L. Androlia Typed or printed name of person signing this certificate

Signature

Dated 8-10-99

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COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
MINORU TAKEBE et al.  
International Application No. PCT/JP98/03719  
Serial No. 09/284,935  
Filed: April 21, 1999  
For: BENEFICIAL MICROORGANISM PROPAGATION-  
PROMOTING MATERIAL AND A PROCESS FOR  
PREPARING THE SAME

ATTN: BOX PCT

LETTER

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

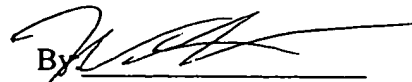
In regards to the above-identified application which was entered into the U.S. National Stage without the Declaration of the inventors, a notification pursuant to 37 CFR 1.494(c) has not yet been issued or sent to the undersigned. However, pursuant to the instructions given to the undersigned by the PCT Help Desk, enclosed herewith please find an executed Declaration & Power of Attorney form and a check in the sum of \$130.00 as the late filing fee so that the requirements for this application can be met. Still further, enclosed herewith please find an Assignment, Recordation Form Cover Sheet and a check in the sum of \$40.00 as the recordation fee.

If any further fees are required by the acceptance of the enclosed forms, please charge those fees of KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

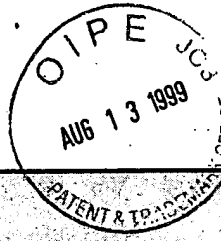
Respectfully submitted,

KODA & ANDROLIA

10100 Santa Monica Boulevard  
Suite 2340  
Los Angeles, CA 90067  
Tel: (310) 277-1391  
Fax: (310) 277-4118

By   
William L. Androlia  
Reg. No. 27,177

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**KODA & ANDROLIA**  
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LOS ANGELES, CA 90067  
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211A 2828 PCT NAKAO & ITO  
Inventors: MINORU TAKEBE and MASAKAZU MORIMOTO  
Serial No. 09/284,935  
For: BENEFICIAL MICROORGANISM PROPAGATION-PROMOTING  
MATERIAL AND A PROCESS FOR PREPARING THE SAME

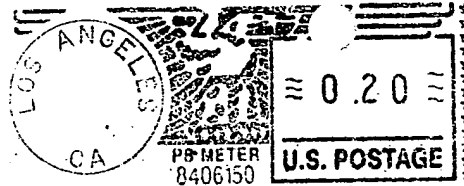
LETTER, MAILING CERTIFICATE, DECLARATION OF  
ATTORNEY, ASSIGNMENT, RECORDATION FORM COVER SHEET,  
AND CHECKS FOR \$130.00 AND \$40.00.

RECEIVED  
MAY 11 1999

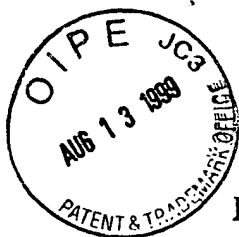
Sent to PO: May 3, 1999

KODA & ANDROLIA

418 Rec'd PCT/PTO 03 MAY 1999



LAW OFFICES OF  
**KODA & ANDROLIA**  
10100 SANTA MONICA BLVD., SUITE 2340  
LOS ANGELES, CALIFORNIA 90067



211A 2828 PCT

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
MINORU TAKEBE et al.  
Serial No. 09/284,935  
Filed: April 21, 1999  
For: BENEFICIAL MICROORGANISM PROPAGATION-  
PROMOTING MATERIAL AND A PROCESS FOR  
PREPARING THE SAME

BOX PCT

LETTER

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

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I hereby certify that this correspondence is being  
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sufficient postage as first class mail in an envelope  
addressed to: Commissioner for Patents and Trademarks,  
Washington, D.C. 20231 on 5-27-99  
(date of deposit)  
WILLIAM L. ANDROLIA  
Typed or printed name of person signing this certificate  
[Signature]  
Signature Dated

In response to the Notification of Missing Requirements Under 35 USC 371 dated  
May 24, 1999, Applicant respectfully submits that a communication was already sent to the  
Patent Office on May 3, 1999 via United States Express Mail which included the Declaration &  
Power of Attorney and the \$130.00 surcharge for the late filing thereof. A copy of the entire  
communication, which also included an Assignment, Recordation Cover Sheet and Mailing  
Certificate, is enclosed herewith along with a copy of the returned postcard indicating receipt at  
the Patent Office.

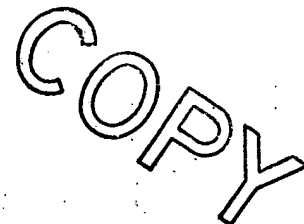
Applicant therefore respectfully submits that no further documents or fees are  
required from Applicant at this time. If, however, further fees are required, please charge those  
fees to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

Respectfully submitted,

KODA & ANDROLIA

10100 Santa Monica Boulevard  
Suite 2340  
Los Angeles, CA 90067  
(310) 277-1391  
(310) 277-4118 -fax  
WLA/kaq

By: [Signature]  
William L. Androlia  
Reg. No. 27,177



516 Rec'd PCT/PTO

01 JUN 1999

Serial No. 09/284,935

Inventors: MINROU TAKEBE et al.

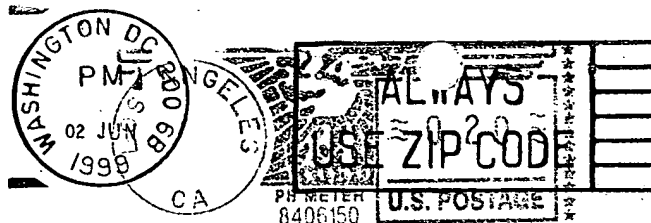
For: BENEFICIAL MICROORGANISM PROPAGATION-  
PROMOTING MATERIAL AND A PROCESS FOR  
PREPARING THE SAME

LETTER WITH MAILING CERTIFICATE, NOTIFICATION  
OF MISSING REQUIREMENTS UNDER 35 USC 371, COPY  
OF ENTIRE COMMUNICATION TO THE PATENT OFFICE  
DATED 05/03/1999 INCLUDING RETURNED POSTCARD.

Sent to PO: May 27, 1999

**JUN 04 1999**

## KODA & ANDROLIÀ



LAW OFFICES OF  
**KODA & ANDROLLA**  
10100 SANTA MONICA BLVD., SUITE 2340  
LOS ANGELES, CALIFORNIA 90067



AUG 13 1999



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

COPY

U.S. APPLICATION NO. 09/284,935  
FIRST NAMED APPLICANT TAKEBE  
ATTY. DOCKET NO. M 211A 2828 PC

KODA & ANDROLIA  
10100 SANTA MONICA BOULEVARD  
SUITE 2340  
LOS ANGELES CA 90067

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JUN 18 1999

KODA &amp; ANDROLIA

INTERNATIONAL APPLICATION NO.

PCT/JP98/03719

I.A. FILING DATE

PRIORITY DATE

08/21/98

08/21/97

DATE MAILED:

06/10/99

**NOTIFICATION OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371  
AND 37 CFR 1.494 OR 1.495**

1. The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as ☒ a Designated Office (37 CFR 1.494), ☐ an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is **ACCEPTED** for national patentability examination in the United States Patent and Trademark Office.

2. The United States Application Number assigned to the application is shown above and the relevant dates are:

01 June 99  
35 U.S.C. 102(e) DATE

01 June 99  
DATE OF RECEIPT OF  
35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371(C) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

3. ☒ A request for immediate examination under 35 U.S.C. 371(f) was received on 01 June 99 and the application will be examined in turn.

4. The following items have been received:

☒ U.S. Basic National Fee.

☐ Copy of the international application in:

☒ a non-English language.

☐ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments. ☐ Translation of Article 19 amendments into English.

The Article 19 amendments ☐ have ☐ have not been entered.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Copy of the Annexes to the International Preliminary Examination Report (IPER).

☐ Translation of Annexes to the IPER into English.

☐ The Annexes ☐ have ☐ have not been entered.

☒ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☒ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☒ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_.

☐ Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

Patricia Paralegal  
Telephone: (703) 555-3138

FORM PCT/DO/EO/903 (December 1997)